

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

RONALD WAYNE CUPP,)	
)	
Plaintiff,)	
v.)	No. 4:08CV412-DJS
)	
MICHAEL J. ASTRUE,)	
Commissioner of Social Security,)	
)	
Defendant.)	

ORDER

Upon careful consideration of the report and recommendation of the United States Magistrate Judge issued on August 29, 2008, and the lack of objections thereto,

IT IS HEREBY ORDERED that the magistrate judge's report and recommendation [Doc. #11] is accepted and adopted.

IT IS FURTHER ORDERED that the Commissioner of Social Security's motion to dismiss [Doc. #6] is granted.

Dated this 3rd day of October, 2008.

/s/Donald J. Stohr
UNITED STATES DISTRICT JUDGE